



# CENTRAL OHIO NUMISMATIC ASSOCIATION



Box 1561, Dublin, OH 43017

## November, 2018

**When:** 7 p.m., Nov. 21  
**Where:** Oakstone Academy  
900 Club Dr., Westerville  
**Who:** Beth Deisher  
**Topic:** Anti-Counterfeit Task Force at Work

## November presentation

In January 2017, Beth Deisher was asked by coin industry leaders to leave retirement to lead an effort to combat counterfeit coins entering the United States. She is currently serving as director of anti-counterfeiting and coordinates the work of the all-volunteer 44-member Anti-Counterfeiting Task Force, supported entirely by donations and the 501-C-3 Anti-Counterfeiting Educational Foundation.



Beth, who served as editor of *Coin World* from 1985-2012, will provide an overview of the formation of ACTF, its mission, and a close-up look at how the task force works with federal law enforcement to stop the flow of counterfeit coins and precious metals bars into the U.S. marketplace. Also, she will share plans for 2019 as the task force expands education/training and awareness for law enforcement, dealers, the collector community, and the general public.

CONA has been a member of the Industry Council of Tangible Assets for several years and contributes \$1,000 annually to the Anti-Counterfeiting Task Force.

## October presentation

When Mike Ferryman saw a large framed shield come in the door at the Ohio State Coin Show a few years ago he knew what it was and that he had to have it. "It was on my numismatic bucket list."

Mike began collecting coins as a boy and vividly remembers the 1900 Canadian 25 cent shinplaster his dad gave him and the 1963 Whitman black book *A Guide Book of United States Fractional Currency* that had a photo of a shield.



Fractional Currency, bills ranging in denomination from 3 to 50 cents, was a Civil War expedient, placed in service to make up for the gold, silver and even copper coins that disappeared with the first shots.

The Treasury Department sold the 20 5/8 x 24 5/8-inch shields to banks as a counterfeit deterrent. Each shield had 39 uniface notes (20 obverse and 19 reverse) attached to it and cost \$4.50. It didn't sell well and most were stored for years in the basement of the Treasury Department where they sustained water damage.

Mike said the shields weren't popular. "Most people didn't want to spend a whole lot of time figuring out if their 3 cent note was a counterfeit," he said.

## Dues are due

It is time to renew your membership for 2019.

Single membership - \$15.00

Family membership - \$21.00

Youth 18 years or younger - free

Mail to CONA, PO Box 1561, Dublin, Oh 43017 or pay at the meetings. - Marlene

## Christmas banquet

**When:** Dec. 12

**Where:** Crowne Plaza - Dublin

**Cost:** \$15 member, \$40 non-members

**Reservations:** Lexa at 614-657-2954

**Details:** Attached sheet

## Club auction

Send January lots to Steve  
columbus.rr.com - by Jan. 8

@

## October winners

**Door prizes:** Dan [redacted], Veronica [redacted], Don [redacted], Don [redacted] and Karl N [redacted]

**Quiz:** Charles [redacted]

**Raffle:** Russ [redacted]

**50/50:** Jim [redacted] won \$178. The pot begins anew in November.

## Raffle

Hello everyone!

The November raffle lot will be a government-sealed 2003-S Silver proof Set. Tickets are \$1 each; 6 for \$5; 13 for \$10.

**SECONDARY RAFFLE:** For every \$5 you spend on the regular raffle, you will receive ONE ticket that will be in the pool for drawing of 15 different prizes.

All are government-sealed or certified pieces. Your ONE ticket will be good until drawn or prizes are gone! Good luck and thank you for helping to make the raffle a success every year! - Gary

## Columbus Coin Show

**When:** Nov. 18 - 10 a.m. - 4 p.m.

**Where:** Makoy Center, 5462 Center St. Hilliard.

**Admission:** CONA members get in free

## From our ANA rep

Hey there everyone. Well the wind is blowing and snow is in the forecast. Yes, Thanksgiving will be here soon and yes here is a commercial... Give an ANA membership this Christmas. Get an application from me and send it in for the gift that will keep on giving for 12 months. Always loaded with information and coin prices from CDN. This month's issue was a great one for me with the article about James Smithson and his gold sovereign donation that was used to found the Smithsonian Institution. Yes, same last name. Ask me about it for more information. Till next month -- **BOB**

## Hilltop auction

**When:** Nov. 27, (5:30 p.m. lot viewing)

**Where:** Grove City Coin, 2655 Columbus St.

## Worthington Stamp Club Show

**When:** Dec. 7&8 10-6 Fri., 10-3 Sat

**Where:** St. Andrews Parish Hall, 1899 McCoy Rd. (Use west entrance, Door 17 and follow signs.)

**Admission:** Free

## Speakers needed

Speakers are needed for all of 2019. If you don't think you can do a full presentation, let me know and we can team up two short presentations some night. - Gerry

## Kelley's Coins & Chatter



Dayton coin dealer Jim Kelley, a towering figure in numismatics in the middle of the last century, produced his own newsletter from 1948 to 1959. This cartoon was on the first page of his first issue of *Kelley's Coins & Chatter*. An incomplete run of the publication can be found on the Periodicals tab of the Newman Numismatic Portal - [nnp.wustl.edu](http://nnp.wustl.edu)





## *A Numismatic Noel*

*Wednesday, December 12, 2018*

*The Crowne Plaza  
600 Metro Place North  
Dublin, OH 43017*

*Cash Bar 6:00 – Buffet Dinner 7:00 p.m.*

### *Tomato Caprese Salad*

*With Tomatoes, Fresh Mozzarella, Basil, Olive Oil, & Balsamic Reduction*

### *Pecan & Pear Salad*

*Toasted Pecans, Shaved Pears, Dried Cranberries & Gorgonzola Cheese with  
an Apple Cider Vinaigrette  
(Pecans & Gorgonzola Cheese will be served on the side)*

### *Chicken Picatta*

*Served with a Lemon & Caper Cream Sauce*

### *NY Striploin*

*With a Demi Glace*

### *Herb Crusted Baked Cod*

*Served with a Burre Blanc Sauce*

*Mashed Potatoes, Roasted Broccoli, & Cauliflower*

*Freshly Baked Rolls with Butter*

*Chef's Assortment of Holiday Desserts*

*Regular & Decaf Coffee, Assorted Hot Teas,  
& Ice Tea*

*\$15.00 Members – \$40.00 Non-members*

*RSVP: Lexa*

*,  
s, or sign up at the meetings!*

## Tax issues

We've been working for two years to (1) get back state sales taxes we paid to rent our show site and (2) obtain recognition as a 501(c)(3) nonprofit.

We're one for two. Going forward we will not pay about \$1,200 a year in sales taxes, but we won't get anything back from earlier years.

Here's Steve's report and supporting documents.

### **An Overview and Status of the Various Tax Issues Addressed and Engaged by CONA over the Past Two Years (Stephen Petty)**

As most CONA members know, we have been engaged in two tax issues related to CONA:

- i) Ohio – Seek Ohio sales tax relief, particularly for our annual show – would save ~\$1,200/yr., and
- ii) Federal – Change our Tax Exempt status from 501(c)(4) to 501(c)(3) – explicitly makes us tax exempt in Ohio and allows donations to the club to be tax deductible.

Ohio: Under our past Federal 501(c)(4) status, we believed we could obtain refunds for FY2013, FY2014 and FY2015 Ohio sales taxes (~\$3,200) paid by CONA. Twice our applications were rejected and in February we applied and participated in a formal hearing regarding our application. Our primary arguments were as follows (highlighted):

“CONA seeks exemption from sales taxation under R.C. 5739.02(B)(12), which states that sales tax does not apply to:

“Sales of tangible personal property or services to churches, to organizations exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, and to any other nonprofit organizations operated exclusively for charitable purposes in this state \*\*\*.

““Charitable purposes” means the relief of poverty; \*\*\* the promotion of education by an institution of learning that maintains a faculty of qualified instructors, teaches regular continuous courses of studies, and confers a recognized diploma upon completion of a specific curriculum; \*\*\* the operation of a community or area center in which presentations in music, dramatics, the arts, and related fields are made in order to foster public interest and education therein; the production of performances in music, dramatics, and the arts; or the promotion of education by an organization engaged in carrying on research in, or the dissemination of, scientific and technological knowledge and information primarily for the public.”

Note, if CONA had been a 501(c)(3), which we are today, we would automatically be tax exempt.

On October 1, 2018, Ohio rejected our appeal (attached file). The State's arguments were we were educational in terms of history, not research; which is in my opinion self-serving. Nevertheless, that is their decision.

Going forward from 2017 when we applied, and were gained Federal 501(c)(3) status, we are now explicitly exempt as one can see from the above language.

Feds: After two years, CONA was granted 501(c)(3) status on April 9, 2018 (letter attached).

## OHIO BOARD OF TAX APPEALS

CENTRAL OHIO NUMISMATIC  
ASSOCIATION INC, (et. al.),

CASE NO(S). 2017-2094

Appellant(s),

( SALES TAX )

vs.

DECISION AND ORDER

JOSEPH W. TESTA, TAX COMMISSIONER OF  
OHIO, (et. al.),

Appellee(s).

### APPEARANCES:

For the Appellant(s) - CENTRAL OHIO NUMISMATIC ASSOCIATION (CONA)  
Represented by:  
MICHAEL T. GUNNER  
ATTORNEY AT LAW  
4895 PLEASANT VALLEY DRIVE  
COLUMBUS, OH 43220

For the Appellee(s) - JOSEPH W. TESTA, TAX COMMISSIONER OF OHIO  
Represented by:  
SOPHIA HUSSAIN  
ASSISTANT ATTORNEY GENERAL  
OFFICE OF OHIO ATTORNEY GENERAL  
30 EAST BROAD STREET, 25TH FLOOR  
COLUMBUS, OH 43215

Entered Monday, October 1, 2018

Mr. Harbarger, Ms. Clements, and Mr. Caswell concur.

Appellant Central Ohio Numismatic Association ("CONA") appeals from a final determination of the Tax Commissioner denying its request for refund of sales taxes. We proceed to consider the matter upon the notice of appeal, the statutory transcript ("S.T.") certified by the Tax Commissioner, and the record of the hearing ("H.R.") before this board.

CONA's purpose is to "advance the knowledge and study of numismatics," i.e., the study and collecting of coins, currency, and medals. S.T. at 7. CONA filed an application for refund of sales taxes paid on purchases from the Crowne Plaza hotel in Dublin, Ohio related to its annual Ohio State Coin Shows for 2012 through 2015, arguing that its purchases are exempt from sales taxation due to its status as a non-profit organization. S.T. at 21-50. The Tax Commissioner denied the refund request, finding that appellant did not meet the requirements for exemption set forth in R.C. 5739.02(B)(12), including that it was not exempt under I.R.C. 501(c)(3) and is not operated exclusively for charitable purposes. The commissioner instead found that appellant "is a member based organization for those interested in collecting currency, coins, tokens, and related items," which "operates for its members and not exclusively for charitable purposes." S.T. at 2.

CONA thereafter appealed to this board, arguing that the Tax Commissioner misrepresented its activities. It

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## Numbers from the show

This year's show was an outstanding success and next year promises to be even better according to numbers quizmaster Bruce and Patty gave in the form of a quiz at the October meeting.

- Total attendance: 605.
- Number of dealers: 119.
- Contracts signed for next year: 28.
- YNs participating in the treasure hunt: 15.
- Raffle tickets sold: 2,602.
- Top seller: Chris Palmer.
- Number of Green Hats working: 48.
- Number of exhibits: 4.
- 2018 was CONA's 17th Labor Day show
- Last dealer out: Eric Justice
- Number of steps: Can't tell, Patty's Fitbit melted.



argues that its primary purpose as an organization is education, that it is open to the public, and that its membership is not restricted to those who collect coins. At the hearing before this board, CONA presented testimony from six members, including its president, who explained CONA's purpose and activities.

In our review, we are mindful that the findings of the Tax Commissioner are presumptively valid. *Alcan Aluminum Corp. v. Limbach*, 42 Ohio St.3d 121 (1989). It is incumbent upon a taxpayer challenging a decision of the Tax Commissioner to rebut the presumption and establish a clear right to the relief requested. *Kern v. Tracy*, 72 Ohio St.3d 347 (1995); *Ball Corp. v. Limbach*, 62 Ohio St.3d 474 (1992); *Belgrade Gardens v. Kosydar*, 38 Ohio St.2d 135 (1974).

CONA seeks exemption from sales taxation under R.C. 5739.02(B)(12), which states that sales tax does not apply to:

"Sales of tangible personal property or services to churches, to organizations exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986, and to any other nonprofit organizations operated exclusively for charitable purposes in this state \*\*\*.

"'Charitable purposes' means the relief of poverty; \*\*\* the promotion of education by an institution of learning that maintains a faculty of qualified instructors, teaches regular continuous courses of studies, and confers a recognized diploma upon completion of a specific curriculum; \*\*\* the operation of a community or area center in which presentations in music, dramatics, the arts, and related fields are made in order to foster public interest and education therein; the production of performances in music, dramatics, and the arts; or the promotion of education by an organization engaged in carrying on research in, or the dissemination of, scientific and technological knowledge and information primarily for the public."

"[A]ny statute granting an exemption from taxation must be strictly construed. An exemption is to be granted only upon a showing that that which is claimed to be exempt is clearly within the express meaning of the statute granting exemption." *Ohio Children's Society v. Porterfield*, 26 Ohio St.2d 30, 32 (1971).

CONA's president, Stephen Petty, testified during this board's hearing that CONA is a 501(c)(4) tax-exempt organization; as of the date of the hearing, CONA was seeking, but had not yet been granted, 501(c)(3) exempt status by the IRS. H.R. It therefore must qualify for exemption as a nonprofit organization "operated exclusively for charitable purposes" as that term is defined. In determining whether CONA meets the requirements of the statute, we are mindful of the Supreme Court's statement in *Ohio Children's Society*, supra, at 35, that R.C. 5739.02(B)(12) "defines 'charitable purposes' far more explicitly" than other statutes and their related case law. See, e.g., *Planned Parenthood Assn. v. Tax Commr.*, 5 Ohio St.2d 117 (1966); *Carmelite Sisters, St. Rita's Home v. Bd. of Review*, 18 Ohio St.2d 41 (1969).

CONA argues that its primary purpose is education, as evidenced by its monthly meetings which are open to the public and at which educational presentations are made, and by the recitations in its charter. The definition of "charitable purposes" does not broadly reference education, but more specifically delineates those educational activities that are "charitable." The definition in R.C. 5739.02(B)(12) provides three activities involving education that qualify as "charitable": (1) promotion of education as an institution of learning, (2) operation of a community or area center, or (3) promotion of education as an organization researching and disseminating scientific and technological knowledge and information for the public. As discussed below, we find CONA's activities do not qualify as charitable for purposes of exemption from sales tax.

As to the first, CONA is not an institution of learning, nor does it maintain a faculty, teach a continuous course of study, or confer a recognized diploma. While CONA's witnesses testified that CONA facilitates educational presentations at its meetings and the annual coin show, it does not confer a recognized diploma.

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## A penny with a golden tone



[The Milwaukee Journal - Jun 8, 1964](#) [Browse this newspaper »](#) [Bro](#)

### Expensive Slug

#### Parking Meter Spurns Gold for Pennies

JACK E. WALKER put \$2.50 in a parking meter Monday and did not even get a minute for his money. Walker, 5618 S. 39th st., told police he parked in front of 301 W. Garfield av. and stuck what he thought was a penny in the meter. The meter did not register.

Walker peered into the glass window of the meter and saw his 1904 gold piece, a keepsake worth \$2.50.

He called a policeman who called city officials. The meter was tapped and the coin was retrieved.

"One of my kids must have taken it out of my cuff link box and got it mixed with the change on top of the dresser," Walker said.

A notable  
circulation find



TOLEDO BLADE: FRIDAY, OCTOBER 28, 1955

**1,000 \$65 Silver Dollars  
Put In Circulation At \$1**

**Collectors Start Run When Rare  
Coins Are Discovered At Montana Bank**

GREAT FALLS, Mont., Oct. 28 (AP)—One thousand rare silver dollars, which coin collectors had valued as high as \$65 each as collectors' items, were placed in circulation here this week at \$1 a throw.

The money, minted in Carson City, Nev., in 1893, was received by a bank here in a routine shipment from the Federal Reserve Bank at Minneapolis.

The coins were distributed at tellers' windows in daily banking operations. Later, a "run" was made on the bank, officials said, when value of the silver pieces was learned by coin collectors. But most already had disappeared.

Value of the silver dollars as a collector's item results from the fact the Carson City

**3-Judge Panel Filled  
For Denuit's Trial**

John Q. Carey, presiding judge of Common Pleas Court, will be the third member of the 3-judge panel for the first degree murder trial of Earl Denuit, 33, on Nov. 14.

The other two judges are Harvey G. Straub and John M. McCabe.

Denuit is charged with slaying William Tadlock, 30, of 2633 Franklin Ave., on Oct. 4. Denuit was a boarder at the Tadlock home.

Today, MS-60s go for \$5,000 and MS-65s fetch \$90,000

Mr. Petty testified that, on one prior occasion, CONA proctored exams and tutored students seeking a certificate of expertise in numismatics from the American Numismatics Association ("ANA"); however, it was not CONA itself that conferred the final certificate nor maintained the course of study. Instead, CONA paid ANA for the course materials and served as a facilitator for ANA's course of study. H.R. Mr. Petty also testified that CONA conducts coin-grading seminars, but there is no evidence that a recognized diploma is conferred as a result of those seminars. See *The Lakewood Little Theater v. Lindley*, 8th Dist. Cuyahoga No. 46108 (Oct. 13, 1983). CONA therefore does not qualify as an institution of learning for purposes of sales tax exemption.

As to the second, CONA does not operate a "community or area center." CONA presents its "educational" activities at either its monthly meetings, which are held at an unrelated private school building, or at its annual coin show. We find important that the statutory definition uses the term "community or area center." By its ordinary meaning, such term implies a static location where the public can go to educate themselves about numismatics. See *Webster's Third New International Dictionary* 460 (2002) (defining "community center" as "a building or group of buildings constituting a focal point of educational and recreational activities and serving a whole community"). CONA has no such location.

As to the third, CONA does disseminate knowledge and information about numismatics. At hearing, counsel for the Tax Commissioner argued that the information disseminated, however, is not scientific or technological in nature. Rather, the information is primarily historical in nature. A review of the testimony of CONA's witnesses and the documentation of the presentations at its meetings and other events confirms the Tax Commissioner's argument. Specific presentations noted at this board's hearing included: "Camp Chase: A piece of history and a numismatic legacy in our backyard," "The Value of a Dollar in the Mid-1800s," "Connecticut Coppers," "A Study of Reverse Dies Used with Columbus Civil War Tokens," and "Comitia Americana Medals." H.R., Ex. A at Tab 7. See also H.R., Ex. B. The information presented indicates that CONA engages in dissemination of primarily historical, rather than scientific and technological, information.

Based upon the foregoing, we find that CONA does not meet the specific requirements established by the General Assembly for exemption of its purchases from sales tax. It is therefore the decision of this board that the final determination of the Tax Commissioner is hereby affirmed.

BOARD OF TAX APPEALS		
RESULT OF VOTE		
	YES	NO
Mr. Harbarger		
Ms. Clements		
Mr. Caswell		

I hereby certify the foregoing to be a true and complete copy of the action taken by the Board of Tax Appeals of the State of Ohio and entered upon its journal this day, with respect to the captioned matter.

Kathleen M. Crowley, Board Secretary



## CONA Federal 501(c)(3) Approval

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: APR 09 2018

CENTRAL OHIO NUMISMATIC ASSOCIATION  
INC  
1701 EAST ATLANTIC BLVD STE 5  
POMPANO BEACH, FL 33060-0000

Employer Identification Number:  
80-0369896  
DLN:  
17053303325047  
Contact Person: PAUL F CAPPEL II ID# 31665  
Contact Telephone Number:  
(877) 829-5500  
Accounting Period Ending:  
December 31  
Public Charity Status:  
509(a)(2)  
Form 990/990-EZ/990-N Required:  
Yes  
Effective Date of Exemption:  
October 25, 2017  
Contribution Deductibility:  
Yes  
Addendum Applies:  
No

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

Your exemption under IRC Section 501(c)(3) is effective as of the date listed at the top of this letter. You were exempt under Section 501(c)(4) prior to this date.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to [www.irs.gov/charities](http://www.irs.gov/charities). Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities,

Letter 947

CENTRAL OHIO NUMISMATIC ASSOCIATION

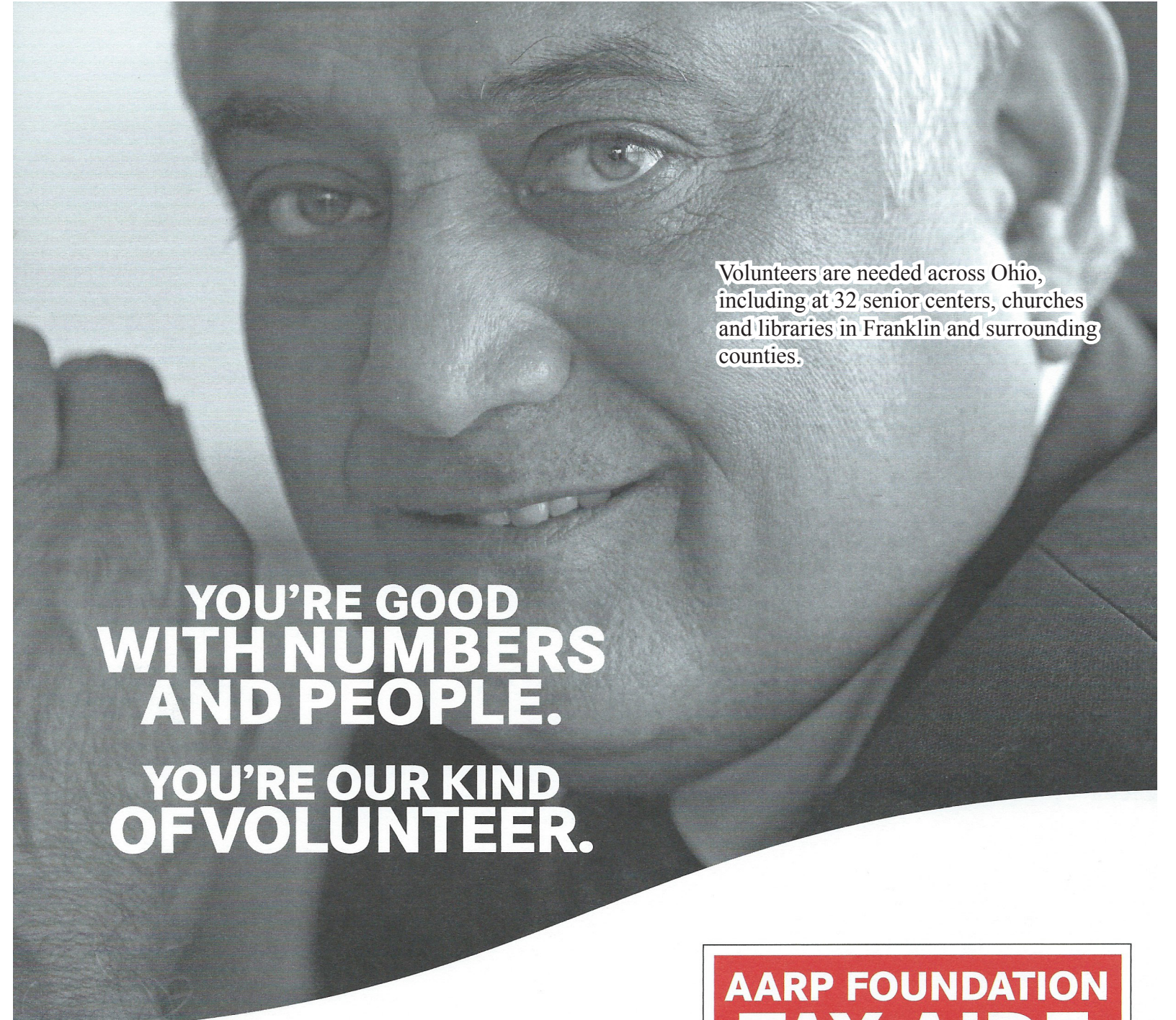
which describes your recordkeeping, reporting, and disclosure requirements.

Sincerely,



Director, Exempt Organizations  
Rulings and Agreements





Volunteers are needed across Ohio, including at 32 senior centers, churches and libraries in Franklin and surrounding counties.

**YOU'RE GOOD  
WITH NUMBERS  
AND PEOPLE.**

**YOU'RE OUR KIND  
OF VOLUNTEER.**

**Looking for a rewarding volunteer opportunity that makes the most of your talents?** Volunteer for AARP

Foundation Tax-Aide, one of the most effective grassroots volunteer programs in the nation. You'll be helping low- to moderate-income taxpayers—especially those 60 and older—in your own community with much-needed tax preparation assistance that's free, individualized and has no strings attached. And because we go beyond the 1040EZ form to cover the 1040 with Schedules A, B and D, our volunteers often find claims and deductions that a taxpayer might not even know about. We're 35,000 volunteers strong. Join us.

**AARP FOUNDATION  
TAX-AIDE**

**[aarp.org/taxaide](http://aarp.org/taxaide)**

**For more information about volunteering, please contact Tax Aide Prospective Volunteer Specialist William Evans (614-885-0938 or [wlevans88@gmail.com](mailto:wlevans88@gmail.com)) or go to the Ohio Tax-Aide website - [www.ohiotaxaide.org](http://www.ohiotaxaide.org).**

AARP Foundation Tax-Aide is offered in conjunction with the IRS.

C2919 (1013)

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